

REMARKS

This is a request for Continued Examination in response to a final office action issued on December 2, 2008. In the December 2, 2008 Office Action, the Examiner rejected claims 1-4, 6-19, 22-28 and 31 under 35 USC 103(a) as being unpatentable over Chen (U.S. Pub. No. 2003/0195017) in view of Proctor (U.S. Pub. No. 2001/0031648). Claim 29 was rejected under 35 USC 103(a) as being unpatentable over Kumaki (U.S. Patent No. 6,473,411) in view of Allen (U.S. Patent No. 7,185,097). Claim 5 was rejected under 35 USC 103(a) as being unpatentable over Chen (U.S. Pub. No. 2003/0195017) in view of Proctor (U.S. Pub. No. 2001/0031648) further in view of Komara (U.S. Patent No. 6,690,662). Claim 29 was previously cancelled.

In this amendment and response all of the previously pending claims 1-31 have been cancelled and replaced with new claims 32-49. New claims 32-49 are now specifically focused on a reverse sectorization communication system as acknowledged by the Examiner in previous responses as not being disclosed in the cited art. In particular, the Chen and Proctor references exclusively describe traditional sectorized communication systems rather than the reverse sectorization communication system embodied in the newly presented claims. The use of a reverse sectorization communication systems where the subscriber units exhibit antenna directionality and the access points exhibit antenna omnidirectionality is not disclosed in any of the cited art, either alone or in combination, explicitly or inherently. In light of these amendments, reconsideration and further examination is respectfully requested.

Applicants have made a diligent effort to place the claims in condition for allowance. However, should there remain unresolved issues that require adverse action, it is respectfully requested that the Examiner telephone Craig A. Neugeboren, Applicants' Attorney at 720-536-4900 so that such issues may be resolved as expeditiously as possible.

For these reasons, and in view of the above amendments, this application is now considered to be in condition for allowance and such action is earnestly solicited.

March 2, 2009

Date

Respectfully Submitted,

/Craig Neugeboren/

Craig A. Neugeboren
Attorney/Agent for Applicant(s)
Reg. No. 39314

Craig A. Neugeboren
Attorney at Law
1227 Spruce Street
Suite 200
Boulder, CO 80302
Tel. 720-536-4900